

1 PHILLIP A. TALBERT  
2 Acting United States Attorney  
3 KEVIN C. KHASIGIAN  
4 Assistant U. S. Attorney  
5 501 I Street, Suite 10-100  
6 Sacramento, CA 95814  
7 Telephone: (916) 554-2700

8 Attorneys for the United States

9

10

11 IN THE UNITED STATES DISTRICT COURT  
12 EASTERN DISTRICT OF CALIFORNIA

13

14 UNITED STATES OF AMERICA,  
15 Plaintiff,  
16 v.  
17 APPROXIMATLEY \$106,590.00 IN U.S.  
18 CURRENCY,  
19 Defendant.

2:20-MC-00311-WBS-CKD

20 STIPULATION AND ORDER EXTENDING  
21 TIME FOR FILING A COMPLAINT FOR  
22 FORFEITURE AND/OR TO OBTAIN AN  
23 INDICTMENT ALLEGING FORFEITURE

24 It is hereby stipulated by and between the United States of America and claimant Adrian Ortega  
25 (“claimant”), by and through their respective counsel, as follows:

26 1. On September 29, 2020, the claimant filed a claim in the administrative forfeiture  
27 proceedings with the Federal Bureau of Investigation with respect to the Approximately \$106,590.00 in  
U.S. Currency (hereafter “defendant currency”), which was seized on June 23, 2020.

28 2. The Federal Bureau of Investigation has sent the written notice of intent to forfeit  
required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any  
person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person  
other than the claimant has filed a claim to the defendant currency as required by law in the  
administrative forfeiture proceeding.

29 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for  
forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant

1 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative  
2 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of  
3 the parties. That deadline was December 18, 2020.

4       4. By Stipulation and Order filed December 18, 2020, the parties stipulated to extend to  
5 March 18, 2021, the time in which the United States is required to file a civil complaint for forfeiture  
6 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
7 subject to forfeiture.

8       5. By Stipulation and Order filed March 19, 2021, the parties stipulated to extend to May  
9 17, 2021, the time in which the United States is required to file a civil complaint for forfeiture against  
10 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
11 forfeiture.

12       6. By Stipulation and Order filed May 18, 2021, the parties stipulated to extend to August  
13 16, 2021, the time in which the United States is required to file a civil complaint for forfeiture against  
14 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
15 forfeiture.

16       7. By Stipulation and Order filed August 17, 2021, the parties stipulated to extend to  
17 October 15, 2021, the time in which the United States is required to file a civil complaint for forfeiture  
18 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
19 subject to forfeiture.

20       8. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further  
21 extend to December 14, 2021, the time in which the United States is required to file a civil complaint  
22 for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
23 currency is subject to forfeiture.

24       ///

25       ///

26       ///

27       ///

28       ///

1       9. Accordingly, the parties agree that the deadline by which the United States shall be  
2 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment  
3 alleging that the defendant currency is subject to forfeiture shall be extended to December 14, 2021.

4 DATED: 10/14/2021

PHILLIP A. TALBERT  
Acting United States Attorney

5 By: /s/ Kevin C. Khasigian  
6 KEVIN C. KHASIGIAN  
7 Assistant U.S. Attorney

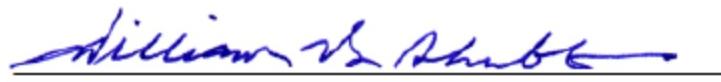
8 DATED: 10/14/2021

9 /s/ Robert L. Forkner  
10 ROBERT L. FORKNER  
11 Attorney for claimant Adrian Ortega

12 (Authorized via phone)

13 IT IS SO ORDERED.

14 Dated: October 15, 2021

15   
16 WILLIAM B. SHUBB  
17 UNITED STATES DISTRICT JUDGE  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28